

BOARD OF LIQUOR LICENSE COMMISSIONERS FOR BALTIMORE CITY
DOCKET – THURSDAY, OCTOBER 11, 2007
ROOM 215 - CITY HALL - 100 NORTH HOLLIDAY STREET

1:00 p.m. Transfer conference: Mitchell K. Lee, Robert Ray & Yang Kim T/a Hollins Street Pub, 1214-18 Hollins Street – Class BD7 Beer, Wine & Liquor License

DECISION:

1:20 p.m. Robert Makarovich, Secured Creditor for Byron L. Shaw, Thomas Hilliard & Ernest Sims, Too Wheels, Inc. T/a Too Wheels, 625-27 N. Glover Street – Class BD7 Beer, Wine & Liquor License – Hearing to determine status of license under the provisions of Article 2B §10-504(d)(2) “180 days after the holder of any license issued under the provisions of this article has closed the business or ceased active alcoholic beverages business operations of the business for which the license is held, the license shall expire unless: (i) An application for approval of a transfer to another location or an application for assignment to another person pursuant to § 10-503(d) of this subtitle has been approved or is then pending; (ii) An application pursuant to § 10-506 of this subtitle has been approved or is then pending; or (iii) A written request for a hardship extension, as provided in this subsection, is filed within the 180-day period”

DECISION:

1:40 p.m. Herman Mickens, Donglo, Inc. T/a Side Street Lounge, 625-27 N. Glover Street - Class BD7 Beer, Wine & Liquor License – Application to transfer ownership of Class BD7 license presently in the name of Robert Makarovich, Secured Creditor for Byron L. Shaw, Thomas Hilliard & Ernest Sims, Too Wheels, Inc. T/a Too Wheels to the applicant at the same location

DECISION:

2:00 p.m. Malik Royster T/a Yellow Bowl Café, 1234 Greenmount Avenue – Class BD7 Beer, Wine & Liquor License – Application to transfer ownership & location of the Class BD7 license presently in the name of Joy L. Heggie, S & P Corporation T/a Joyz at 532-34 N. Belnord Avenue to the applicant at the new location 1234 Greenmount Avenue; application includes request to provide off-premises catering

DECISION:

2:15 p.m. Dawn Hoke & Brandy Kolitas, BD & D, LLC, No trade name given, 2793 Wilkens Avenue – Class BD7 Beer, Wine & Liquor License – Hearing re: Status of license under the provisions of Article 2B §10-504(d)(2) “180 days after the holder of any license issued under the provisions of this article has closed the business or ceased active alcoholic beverages business operations of the business for which the license is held, the license shall expire unless: (i) An application for approval of a transfer to another location or an application for assignment to another person pursuant to § 10-503(d) of this subtitle has been approved or is then pending; (ii) An application pursuant to § 10-506 of this subtitle has been approved or is then pending; or (iii) A written request for a hardship extension, as provided in this subsection, is filed within the 180-day period” and Review of transfer application pending for more than 180 days under the provisions of Article 2B, Section 10-503(d)(4) “A transfer of any license shall be completed not more than 180 days after the Board approves the transfer” (Re: Application for transfer approved March 1, 2007; no progress made concerning transfer and 2006 & 2007 license fees not paid)

DECISION:

2:25 p.m. Lonnie Abdallah & James Wallace, Itchy Palmz, LLC T/a The Loop, 4238 Frederick Avenue - Class BD7 Beer, Wine & Liquor license - Review of transfer application pending for more than 180 days under the provisions of Article 2B, Section 10-503(d)(4) “A transfer of any license shall be completed not more than 180 days after the Board approves the transfer” (Re: Request for additional time to complete transfer)

DECISION:

2:30 p.m. Mark A. Avery, Zard, Inc. T/a Foxy Lady, 16 Custom House Avenue – Class BD7 Beer, Wine & Liquor License – Violation of Rule 3.06 “Licensees shall operate their establishments at all times in accordance with the requirements of the Health Department of Baltimore City, the Building Code of Baltimore City, and the rules and regulations of the Fire Department of Baltimore City” on December 15, 2006 (Re: Establishment closed by Health Department based on following violations: roach infestation, towels in bathroom, clogged toilet, leaking pipe, no light in restroom, used condoms on floor of “VIP” room and general unsanitary conditions); Violation of Rule 3.02 “Licensees shall cooperate with representatives of the Board, members of the Police Department, Health Department, Building Engineer’s office, Grand Jury

and representatives of other governmental agencies whenever any such persons are on official business” on April 22, 2006 (Re: Refusal to provide accurate information concerning refuse hauler); **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” or **Violation of Article 2B, §12-108(d)** “No licensee, proprietor, or operator of any establishment dispensing alcoholic beverages shall permit the consumption or possession of any alcoholic beverages by a person under the age of twenty-one years upon said premises no matter by whom such alcoholic beverages shall have been purchased or from whom obtained...” on February 4, 2007 (Re: Alcoholic beverage sold to 15 year old male patron); **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” or **Violation of Article 2B, §12-108(d)** “No licensee, proprietor, or operator of any establishment dispensing alcoholic beverages shall permit the consumption or possession of any alcoholic beverages by a person under the age of twenty-one years upon said premises no matter by whom such alcoholic beverages shall have been purchased or from whom obtained ...” on February 4, 2007 (Re: Alcoholic beverage sold to 16 year old male patron); **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” or **Violation of Article 2B, §12-108(d)** “No licensee, proprietor, or operator of any establishment dispensing alcoholic beverages shall permit the consumption or possession of any alcoholic beverages by a person under the age of twenty-one years upon said premises no matter by whom such alcoholic beverages shall have been purchased or from whom obtained ...” on February 4, 2007 (Re: Alcoholic beverage sold to 17 year old male patron); **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” on March 9, 2007 (Re: Dancer arrested for solicitation for prostitution)

DECISION:

3:00 p.m. Bryan Collison, Betty J. Collison & Jacqueline Garcia, Bryan & Betty, Inc. T/a Pol's Café, 2619-21 Foster Avenue - Class BD7 Beer, Wine & Liquor - Violation of Rule 3.02 “Licensees shall cooperate with representatives of the Board, members of the Police Department, Health Department, Building Engineer's office, Grand Jury and representatives of other governmental agencies whenever any such persons are on official business” on March 4, 2007 (Re: Licensee and patron were uncooperative and shouting at police officer); **Violation of Rule 3.03(c)** “Licensees shall keep on their premises records containing the legal names, aliases, addresses, ages, and Social Security numbers of all persons employed by them. Such records shall be open for inspection at all times by duly authorized representatives of the Board, the Police Department of Baltimore City, and other governmental agencies” on March 4, 2007 (Re: No employee records available); **Violation of Rule 3.12** “Licensees shall operate their establishments in such a manner as to avoid disturbing the peace, safety, health, quiet, and general welfare of the community” on March 4, 2007 (Police responded for second noise complaint); **Violation of Rule 4.02** “No licensee shall sell or furnish alcoholic beverages to any person under the influence of alcohol or narcotic drugs or who is disorderly in manner or to any person known to be a habitual drunkard or user of narcotic drugs” on March 4, 2007 (Re: Officers observed highly intoxicated patron who tripped on his own feet); **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” on March 4, 2007 (Re: No current amusement licenses on machines)

DECISION:

3:15 p.m. Bryan J. Burkert, BJB-A, Inc. T/a Fletcher's, 701 S. Bond Street - Class BD7 Beer, Wine & Liquor license - Violation of Article 2B §10-505 “Every person receiving a license under the provisions of this article shall frame his license under glass and place the same so that it shall at all times be conspicuous and easily read in his place of business, except in the case of a Class F license, which shall be kept in the chief operating office of the corporation in this State” on June 23, 2007 (Re: License not posted in conspicuous place); **Violation of Rule 3.03(c)** “Licensees shall keep on their premises records containing the legal names, aliases, addresses, ages, and Social Security numbers of all persons employed by them. Such records shall be open for inspection at all times by duly authorized representatives of the Board, the Police Department of Baltimore City, and other governmental agencies” on June 23, 2007 (Re: No employee records available to police); **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages

for consumption by any person under twenty-one (21) years of age” on June 23, 2007 (Re: Alcoholic beverage sold to 20 year old male Baltimore City Police Cadet)

DECISION:

3:30 p.m. Jacqueline Cornejo T/a Ginger’s, 421 S. Conkling Street - Class “D” Beer, Wine & Liquor license – **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on May 19, 2007 (Re: Twenty year old female patron observed sipping alcoholic beverage); **Violation of Rule 3.03(a)** “Licensee shall keep accurate records of all purchases of alcoholic beverages for a period of one year from the date of each purchase. Such records shall include the date of each purchase, the quantity purchased, and the name and address of each seller. Such records shall be open for inspection at all times by duly authorized representatives of the Board” on May 19, 2007 (Re: No records of purchases available); **Violation of Rule 3.03(c)** “Licensees shall keep on their premises records containing the legal names, aliases, addresses, ages, and Social Security numbers of all persons employed by them. Such records shall be open for inspection at all times by duly authorized representatives of the Board, the Police Department of Baltimore City, and other governmental agencies” on May 19, 2007 (Re: No employee records available); **Violation of Rule 3.06** “Licensees shall operate their establishments at all times in accordance with the requirements of the Health Department of Baltimore City, the Building Code of Baltimore City, and the rules and regulations of the Fire Department of Baltimore City” on May 19, 2007 (Re: Rear exit door locked)

DECISION:

3:45 p.m. Kevin Reeder & Lester R. Reeder, Jr., Boston’s, Inc. T/a Gin Mill, 2300-02 Boston Street - Class BD7 Beer, Wine & Liquor license – **Violation of Rule 3.02** “Licensees shall cooperate with representatives of the Board, members of the Police Department, Health Department, Building Engineer's office, Grand Jury and representatives of other governmental agencies whenever any such persons are on official business” on June 30, 2007 (Re: Employees were uncooperative and hostile to police); **Violation of Rule 3.03(c)** “Licensees shall keep on their premises records containing the legal names, aliases, addresses, ages, and Social Security numbers of all persons employed by them. Such records shall be open for inspection at all times by duly authorized representatives of the Board, the Police Department of Baltimore City, and other governmental agencies” on June 30, 2007 (Re: No employee records available); **Violation of Rule 3.12** “Licensees shall operate their establishments in such a manner as to avoid disturbing the peace, safety, health, quiet, and general welfare of the community” on June 30, 2007 (Patrons were leaving establishment with open containers of alcohol); **Violation of Rule 4.02** “No licensee shall sell or furnish alcoholic beverages to any person under the influence of alcohol or narcotic drugs or who is disorderly in manner or to any person known to be a habitual drunkard or user of narcotic drugs” on June 30, 2007 (Re: Officers observed patrons who were so intoxicated that they could not walk or stand)

DECISION:

4:00 p.m. Jason W. Sanchez, J.S.P. Enterprise, Inc. T/a Good Love Bar, 2322 Boston Street - Class BD7 Beer, Wine & Liquor license – **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on June 23, 2007 (Re: Alcoholic beverages sold to 18 year old Baltimore City Police Cadet); **Violation of Rule 3.06** “Licensees shall operate their establishments at all times in accordance with the requirements of the Health Department of Baltimore City, the Building Code of Baltimore City, and the rules and regulations of the Fire Department of Baltimore City” on May 20, 2007 (Re: Fire doors on first and second floors were locked) and on May 20, 2007 (Re: Capacity on the third floor exceeded the Fire Department occupancy permit)

DECISION